

**WOODS CROSS CITY COUNCIL  
FEBRUARY 19, 2008**

The minutes of the Woods Cross City Council Meeting held February 19, 2008 at 6:30 P.M. in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross, Utah.

**CONDUCTING:**

Mayor Kent Parry

**COUNCIL MEMBERS PRESENT:**

Mayor Kent Parry  
Tamra Dayley  
Jill Evans

Rick Earnshaw\*  
John Hadlow  
David C. Hill

\*Participated later in the meeting as noted in the minutes by speaker phone.

**STAFF PRESENT:**

Alan Low, City Recorder  
Gary Uresk, City Administrator

**VISITORS:**

Paul Howard  
Melinda Williams  
Russell Barton  
Marius Muir  
Matthew Russon  
Brandon Atkinson  
Jeff Muir  
Tom Tolman  
Don Schrader

Sarah Ries  
AL Jewell  
Adam Osoru  
Paul Kingston  
Jesse Ethington  
Karsten Taylor  
James Freer  
LeGrande Blackley  
Mike Haslam

Grant Ries  
Greg Walkenhorst  
Lloyd Carr  
Ivan Kingston  
Freddy Roth  
Kyle Look  
D. L. Weeks  
Pat Blackley  
Craig Callister

**INVOCATION:**

Tamra Dayley

**PLEDGE OF ALLEGIANCE:**

Jon Hadlow

The Mayor welcomed those in attendance and stated this is a regularly scheduled meeting that notice of time, place and agenda was sent to local newspapers and provided to each of the City Council members prior to the meeting.

**SWEARING IN GRANT RIES AS A WOODS CROSS CITY POLICE OFFICER**

The Mayor gave the floor to the City's Chief of Police who introduced to the Council Officer Grant Ries, a newly hired police officer for the Woods Cross Police Department. He gave a brief background of Officer Ries's career then the Mayor gave the floor to the City Recorder who administered the Oath of Office to Officer Ries.

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Following the Oath of Office, the City Council and Mayor then extended a hand of congratulations to Officer Ries and welcomed him to his new employment.

**APPROVAL OF MINUTES**

The City Council reviewed the minutes of the City Council meeting held January 15, 2008. After the review, Council Member Dayley motioned the minutes be approved as corrected with Council Member Hill seconding the motion and all voted for the motion through a roll call vote.

**APPROVAL OF FINANCIAL REPORT**

The floor was given to the City Recorder who reviewed with the City Council, the City's Financial Report for the period ending January 31, 2008. The Council reviewed the City's cash position, sales and use tax report, the transient room tax report, report of the impact fees collected for South Davis Metro Fire Agency and an executive summary of the City's funds comparing revenues and expenditures to the budget.

After the Council's review, Council Member Hadlow made a motion to approve the City's Finance Report as presented, with Council Member Evans seconding the motion and all voted for the motion through a roll call vote.

**APPROVAL OF CASH DISBURSEMENTS**

The City Recorder reviewed the cash disbursements listing for tonight's meeting with the City Council. After the Council's review, Council Member Hadlow made a motion to approve the cash disbursements as presented, with Council Member Hill seconding the motion and all voted for the motion through a roll call vote.

**OPEN SESSION (BRIEF ITEMS)**

The Mayor then opened the meeting to items from those present that were brief in nature. This would items that would take less than two or three minutes.

There were no items for the brief open session.

\*At this point in the meeting Council Member Earnshaw joined the meeting through the use of a speaker telephone from his location outside of the City.

**DISCUSSION ON PROPOSED SOUTH DAVIS MUSEUM**

The Mayor gave the floor to the City Administrator who introduced this topic to the Council as follows:

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“Given to the Council is a letter from Mr. Dean Collinwood and Mr. Tom Tolman requesting the City to contribute \$20,000 for the construction of a South Davis Museum of History and Archives. I have asked Mr. Tolman to be at the Council meeting to present his proposal to the Council. At this time I do not feel we can commit the \$20,000. We will need to review this request as we discuss the budget and get back with him as we get further into the budgeting process.”

The Mayor then gave the floor to Mr. Tom Tolman and Mr. Lloyd Carr, who presented the following to the City Council concerning the request that the City participate in a South Davis Historical Museum:

“We wish to formally invite your city to participate in a project to build a museum and archives for the 4-city area of Bountiful, North Salt Lake, West Bountiful and Woods Cross. We would like to request permission to present this idea to you and the City Council and other appropriate persons or committees. We also further invite you to nominate one person from your city to serve on the project Board. It could be a City Council member or a regular citizen.

“Although we are now divided by city boundaries, the history of this area was once shared by all settlers who came to Southern Davis County. Indeed, our collection of documents and artifacts already consists of many; we still share much in common, and so in that spirit, we are asking you to join with us.

“As most of you are already aware, we have recently come together as cities in Southern Davis County with our new recreational facility, and also the new Metro Fire District and now it’s time to come together with the history and cultural arts of our communities. This new museum will ensure that future generations will have an opportunity to experience our past and understand our identities as communities working together to preserve our past.

“The City of Bountiful has pledged \$750,000. It is up to private citizens, businesses and governments to raise the remaining \$1.25 million. We suggest that your city consider making a donation of \$20,000 or more.

“As you have probably read in the Clipper, the building will be 10,000 sq. ft. and will have a presentation room where school children on field trips can learn about the history of the area. This multi-purpose room will also be available for meetings by such groups as the Daughters of Utah Pioneers and so on. It will also have large display hall with artifacts from the entire region (probably separate sections for each city—if you wish) and a bookstore where historical books, CDs, photos and so on will be on sale. The basement will have fully equipped archives where diaries, journals, photographs, and so on from area residents will be kept in climate-and-light controlled storage. Patrons will be able to access the materials in much the same way as they would at the LDS Church Archives or other similar document repositories.

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“Everything in the building will be state-of-the-art as far as security, lighting, fire-control, and so on. Smith Hyatt Architects have been contracted to design the building.” They are also asking for \$2,000 to \$5,000 annually for maintenance and operations.

Following the presentation, the Mayor and the Council expressed appreciation to Mr. Tolman and Mr. Carr for advising the Council of this opportunity and said the Council would take the matter under advisement.

**A PUBLIC HEARING TO CONSIDERATION AN ADOPTION OF A RESOLUTION  
ADJUSTING THE FY 2008 BUDGET**

The Mayor gave the floor to the City’s Budget Officer who is the City Administrator. He reviewed with the City Council the following information concerning amendments to the current Fiscal Year 2008 budget.

“Given to the Council is a copy of the proposed adjustments to the FY 2008.

“In the General Fund the major adjustments are as follows: There is an adjustment in the retirement account in the Administration Department. The benefits of one employee shared between the Police Department and the Administration was not allocated properly.

“In the Non-Departmental Department, the engineer budget has been increased due to an increase in the projects that need to be reviewed by the engineer as well as projects that they are designing for us. There was also a small increase in the liability insurance this year.

“In the Police Department, the health insurance needs to be increased because the new hires are on the family plan while some of the previous employees were on double or single coverage.

“The line item for Equipment Greater than \$500 in the Police Department needs to be increased to cover the purchase of the Dodge Charger which was ordered and budgeted in FY 2007 but was delivered in FY 2008.

“In the Streets Department, an adjustment needs to be made in the medical insurance since one employee added a dependent to his insurance requiring a double premium verses a single coverage premium. The overtime line item has been increased by \$2,000 to cover the snow plowing overtime.

“In the Parks Department, the retirement account needs to be increased to cover the payment in lieu of health insurance for an employee that was not budgeted.

“In the Water Fund, there is an increase in the water sales as well as a transfer form Impact Fees into the Water Fund. The movement of funds from the Impact Fee Fund to the Water Fund was

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to account for improvements in the Water Fund that needed to be accounted for as instructed by the auditors.

“In the Garbage Fund, there is an increase in the pick up fees and tipping fees due to the increase in the number of households. These increases are offset by an increase in fees collected.

“I recommend adoption of the Resolution amending the FY 2008 Budget.”

After the review by the City’s Budget Officer, the Mayor then opened the public hearing on the amendments on the Fiscal Year 2008 budget.

There were no comments from the public present and the Mayor closed the public hearing.

The Mayor then gave the floor to Council Member Dayley who motioned the Council adopt Resolution 2008-443, a Resolution amending the Fiscal Year 2008 budget for all City funds. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

**CONSIDERATION TO ADOPT A THREE YEAR EXTENSION OF THE SOLID WASTE CONTRACT FOR GARBAGE PICK-UP WITH WASTE MANAGEMENT OF UTAH**

The Mayor gave the floor to the City Administrator who reviewed the following with the City Council:

“Given to the Council is a letter from Mr. Greg Walkenhorst of Waste Management of Utah, the City’s garbage collection company, outlining the need and justification of a contract price increase. Our current rate is \$3.39 for the first can and \$1.44 for the second can.

“Also given to the Council is a copy of the original contract entered into with the Waste Management on February 15, 2005, which set the term of the contract for three years with an optional three year extension. The original three years will be up as of March 1, 2008 and Waste Management is proposing that over the three year period our contract price be increased \$1.00 for the first can and \$0.40 for the second can. This would be broken down into a \$0.50 increase this year for the first can and \$0.20 increases for the second can and in the next two years there will be a \$0.25 increase in the first can each year and a \$0.10 increase in the second can for each year. As given to the Council the proposed contract extension outlining these terms.

“In reviewing the rates that have been negotiated with our neighboring cities, (a copy given to the Council) I believe our current rate of \$3.39 is an extremely beneficial rate for us and the proposed increase of \$1.00 over the next three years is not an unreasonable request. Our other option would be to re-bid the contract and I am certain we would not get a better price than offered by Waste Management. They are giving us a break by implementing the increase over

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the three year period because they realize we will also be increasing our rates this year for the recycling service.

“The extension also extends the contract beyond March 1, 2011 to June 30, 2011 to match our fiscal year.”

The Mayor then gave the floor to Mr. Walkenhorst from Waste Management of Utah. He expressed appreciation to the Council for the opportunity of serving the City as its solid waste collection service. He felt there had been a good relationship developed with the City over the last three years. He said if the City were to bid out the contract, the price for the service would be higher by other providers because typically now they add a surcharge for the increasing costs of gasoline. He said there is no such surcharge in the contract they are proposing.

Following Mr. Walkenhorst’s presentation, the floor was given to Council Member Dayley who motioned the Council approve the three year extension with Waste Management of Utah for solid waste collector service for the City of Woods Cross. Council Member Earnshaw seconded the motion and all voted for the motion through a roll call vote.

**UPDATE ON CURBSIDE RECYCLING PROGRAM IMPLEMENTATION**

The City Administrator continued with the floor and outlined the following for the City Council:

“Mr. Greg Walkenhorst of Waste Management of Utah has provided us with information on the recycling program which will be given out to our residents. We plan on holding an open house prior to the Council Meeting on March 4<sup>th</sup> starting at 5:00 at which Waste Management will have containers available and information to give out to the residents. They plan on delivering the containers to the residents during the week of March 17<sup>th</sup>. They will also deliver a packet of information on the program with the containers. Given to the Council is a draft copy of the information that will go out with the cans. They plan on having curbside services begin on the weeks of April 7<sup>th</sup> and April 14<sup>th</sup>. They plan on servicing half of the City each week, collecting the recyclables on the week they designated on the calendar as a green week. The information they will send out will list the items that can be put in the containers along with other information. We will put the information on the Website and in the newsletter and put brief reminders on the reader board as well.”

The floor was then given to Mr. Walkenhorst who reviewed with the City Council the plans for educating the community about the recycling program. He noted there would be, as mentioned by the City Administrator, an open house held, information will be mailed out with the newsletter to the residents, as well as when the cans are delivered for the recycling, there will be a packet of information with each can.

The Mayor and the Council thanked Mr. Walkenhorst for his presentation on the recycling program and said they looked forward to its implementation in the City.

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**CONSIDERATION TO ADOPT RESOLUTION 2008-444 A RESOLUTION ADOPTING  
FISCAL YEAR 2009 CAPITAL IMPROVEMENT PLAN**

The Mayor called on the City Administrator to review with the City Council the proposed Fiscal Year 2009 Capital Improvement Plan. The City Administrator outlined the following for the City Council:

“Given to the Council is a copy of a resolution adopting the attached Capital Improvement Plan. Table 2 shows the majority of the projects in the General Fund are being placed on the possibly funded category which is due to the temporary relocation of Menlove Toyota. The only major improvement being recommended for funding is the construction of the shops, which is being wholly funded out of the Capital Improvement Fund. The amount of funds available in the General Fund for Capital Improvements is up in the air right now and we will need to wait until we get into the actual budgeting process to get a feel for how much money we have available for capital improvements. Needless to say, it may be a lean year for capital improvements. However, Table 6 shows FY 10, 11 and 12 should have more funds available for capital improvements.

“Table 11 outlines the Capital Improvements for the Water Fund with the top three items being the water storage tank, the distribution lines on 500 South and the drilling of Well #5 for which we are procuring a 5 million dollar loan from the Division of Water Resources. There are a few smaller projects also on the list, which are recommended to be funded. The revenue projections shown on Table 15 reflect a water rate increase associated with the bond. Please note that even with the bonding for these improvements there will be limited resources in future years to carry out other necessary capital projects.

“Table 16 shows the proposed Capital Improvements for the Storm Drain Fund. Table 15 shows one of the major projects will be unfunded this year. Table 20 shows we have inadequate revenues for the improvements needed in our Storm Drain System to adequately meet our needs in the future. Although I am not recommending an increase in our Storm Drain Fund fee this year, we need to discuss the deficiencies in the system and look at a possible increase sometime in the future.

“This document is a planning document and does not commit the Council to expending any items for Capital Improvements or exclude items for funding if it is not listed. The purpose of the plan is to outline the Capital needs in the City for the next five years. The actual budgeting and commitment for projects will be done during the budgeting process that will begin the first of March. I recommend adoption of the Capital Improvement Plan for FY 2009-FY 2013.”

Following the presentation by the City Administrator, the floor was given to Council Member Hill who motioned the City Council adopt Resolution 2008-444, a resolution adopting the Fiscal Year 2009 Capital Improvement Plan as presented by the City Administrator. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

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**CONSIDERATION TO APPROVE WESTSIDE INDUSTRIAL PARK LOT 2 AMENDED FINAL PLAT**

Continuing with the floor, the City Administrator reviewed the following from the Community Development Director with the City Council:

“When the Westside Industrial Park Subdivision, located on 2425 South West of Redwood Road was created for the salvage yard, the City reserved 20 feet along the north edge of lot 2 as a buffer area between the salvage yard and future development to the north. The City has retained and owned this 20-foot strip of property since the relocation of the salvage yard to the site. This past year, Development Associates and Nate Shipp had the City approve Phase 3 of the Valentine Estates Subdivision which is north and adjacent to the City’s 20-foot buffer strip. It was proposed that the City’s 20 foot buffer strip should be added to the adjacent Valentine Phase 3 park. To facilitate the inclusion of the 20 feet within Valentine Estates Phase 3, it will be necessary to amend the Westside Industrial Park Lot 2 plat to eliminate the 20-foot said strip from the subdivision and permit it to be included to the Valentine Phase 3 plat and park boundary.

“The Planning Commission has reviewed this matter and has recommended to the City Council that the Westside Industrial Park Lot 2 Amended Plat be approved.”

After the information was given to the Council by the City Administrator, the floor was given to Council Member Evans who motioned the Council approve the Westside Industrial Park Lot 2 final amended plat. Council Member Hill seconded the motion and all voted the motion through a roll call vote.

**UPDATE ON LOAN FROM THE DIVISION OF DRINKING WATER AND PROPOSED WATER RATE INCREASE**

The City Administrator reviewed the following with the City Council pertaining to a recently granted loan to the City by the Utah Division of Drinking Water:

“The loan from the Division of Drinking Water has been approved and we are now working through the details. We currently have JUB working on the design of the water storage tank and anticipate having that ready to bid within the next month or so. I will be working on a proposed water rate increase and estimate the minimum rate will increase \$3.00 a month to about \$12.00 per month with the overage amount increasing from \$1.20 amount per one thousand gallons to \$1.60 per one thousand gallons. We will discuss this in more detail as we get more information from the Division of Drinking Water on their repayment requirements on the loan.”

Following the review by the City Administrator he also advised the Council that the decisions concerning these rate increases will be made in the future and this information to help the City



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Council begin thinking about how to provide the revenue for the loan which has been granted to the City.

He also noted as the decisions are made concerning any rate increases, the City will hold an open house for the citizens to discuss the rate increase.

**OPEN SESSION**

The Mayor then opened the meeting to items from those present that they would like to bring before the City Council.

The floor was given to City resident Ms. Dixie Weeks who resides in the Westwood Mobile homes. She asked the Staff and Council about the water wells in the City, and specifically how well #4 was testing as far as any pollutants.

The City Administrator answered that there had been no negative testing from this well.

She then asked why the City would need to drill a new well.

The City Administrator responded by saying because of the increase of development within the City it will help provide for the additional water needs.

She then asked why the location on the east side of the City had not been used for the well location and the response from the City Administrator was it would not provide the water flow needed and the City is continuing to look over the City area for a location for the well.

Finally, she asked about the purchase of water rights from the Valentine Estates owner's. The City Administrator responded that the City had purchased water rights from them so that the City will have ample water rights to provide future water in the City.

There were no other items for the open session.

**MOSQUITO ABATEMENT REPORT**

The Mayor gave the floor to Council Member Evans who serves on the Davis County Mosquito Abatement District representing the City of Woods Cross. She reported to the Council that the District continues to try to find a storage location near the airport of Ogden or the airport here in Woods Cross for the storage of their chemicals they use in spraying for mosquitoes.

She also noted at the current time the District is hiring its seasonal workers.

She also advised the Council that the District will be doing their educational program at Woods Cross Elementary School this year.

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This concluded her report.

**REPORT FROM THE SOUTH DAVIS RECREATION DISTRICT**

Mayor Parry reported to the Council on the activities of the South Davis Recreation District. He noted that because of a scheduling error he was not notified of the recently held board meeting, but he had discussed with the other members of the board what occurred. He noted Woods Cross City will be having a recreation night and plans are going forward for the event.

He also noted the Recreation District is being sued by a user of the facility that had cut his foot on a grate within the facility and had filed a suit against the Recreation District for \$500,000.

This concluded his report.

**REPORT FROM THE SOUTH DAVIS METRO FIRE AGENCY**

The Mayor, who serves on the board of directors of the South Davis Metro Fire Agency, reported to the Council on the activities of the Metro Fire Agency.

He reported the following:

1. They had received the year end financial report for the year 2007 and the agency had completed its year with just slight revenues exceeding expenses and the board was pleased with the operational activities of the agency.
2. He reported that as they excavated for the new Station #82, debris had been found that cost an additional \$155,000 to remove from the location and prepare the soil for the construction of the new station.
3. He noted there is training available to new Council Members or present Council Members from the Fire Chief concerning the activities and procedures of the Fire Agency. The new members of the City Council, Council Members Hill and Evans, said they would be interested in participating in the training.

This concluded his report.

**MAYOR'S REPORT**

The Mayor reported the following to the City Council:

1. He advised the Council the City Administrator and himself had met with Qwest and Qwest will be providing fiber optic internet service in the City in areas of the City that

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currently do not have internet service and this infrastructure would be put in place sometime in 2008.

2. He said the City Administrator and himself had met with Mr. Craig Hall, who is an attorney for the Boy Scouts of America, the local Salt Lake City district. Mr. Hall was concerned about the Scout monument being proposed to be placed on City property. He said that Mr. Hall had encouraged the City not to place the monument on City property nor would he encourage the City to participate in giving funds towards the project.
3. He advised the Council he had attended a ribbon cutting ceremony at RB's truck stop where they had installed natural gas pumps to fuel cars and trucks that use natural gas to power their vehicles. He suggested the City might want to check into converting some of its vehicles to natural gas.
4. He asked the Staff if they would look into putting on the City's website, the City Council packets that are provided to City Council members prior to the Council meetings. The Staff said they would look into the matter and see that it is done.

It was noted that some of the information however, that is given to the City Council is somewhat confidential and it should probably not be placed on the website, but the majority of the information could be placed on the website.

5. He reported that Mr. Larry Lanward, who is heading up a committee to look into compensation for the various City committees, as well as, the City Council is planning on making a presentation in the near future to the Council.

This concluded his report.

**PLANNING COMMISSION REPORT**

The floor was given to the City Administrator who reported on the February 12, 2008 Planning Commission Meeting. Please see the minutes of that meeting for the details of his report.

**CITY ADMINISTRATOR'S REPORT**

The City Administrator reported on the following:

**1. Budget**

“Given to the Council is the following schedule for the adoption of the FY 2009 budget. We can discuss it in the future if you want to hold the additional meetings outlined on the schedule.”

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**FY 2009  
Budget Preparation Schedule**

<b>February 19</b>	<b>Approve Capital Improvement Plan</b>
<b>February 27</b>	<b>Budget Sheets to Department Heads</b>
<b>March 18</b>	<b>Budget Sheets back to City Administrator</b>
<b>April 22</b>	<b>Tentative Budget to City Council</b>
<b>May 6</b>	<b>Approve Tentative Budget</b>
<b>May 20</b>	<b>Additional Meeting (if necessary)</b>
<b>June 3</b>	<b>Hearing on Final Budget</b>
<b>June 17</b>	<b>Adoption of Final Budget</b>

**ADJOURNMENT**

There being no further business before the City Council, Council Member Dayley motioned the Council adjourn the meeting at 8:45 P.M. with Council Member Evans seconding the motion and all voted for the motion through a roll call vote.

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Kent Parry, Mayor

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Alan T. Low, City Recorder